THE HON'BLE SMT. JUSTICE T.MEENA KUMARI
AND
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

W.P.NO.17264 OF 2007

O R D E R (Per the Hon'ble Smt. Justice T.Meena Kumari)

Heard the counsel for the petitioners and the Government Pleader for Services – I.

From the affidavit filed in support of the writ petition it could be seen that the petitioners herein are working as Assistant Engineers in Irrigation Circle, Vijayawada and as the jurisdiction of Irrigation Cirlce, Vijayawada also extends to parts of Guntur District, the Superintending Engineer has posted the petitioners to K.W. Division at Tenali. Now by virtue of the impugned G.O.Ms.No.122 Irrigation & CAD (Ser. VIII. A1) Department dated 16.7.2007, which is communicated by the 2nd respondent vide proceedings No.Rc.ENC/C2/54009/2007 dated 1.8.2007, the petitioners are transferred from their present postings. Their grievance is that the impugned proceedings are issued pursuant to G.O.Ms.No.610 General Administration (SPF.A) Department dated 30.12.1985 and as it extends only to the persons working in zones V and VI and as the petitioners are working in Zone II, their transfers pursuant to G.O.Ms.No.610 is illegal. Their further grievance is that they have set up their families at Tenali and their children are studying at Tenali and if they are transferred, they will be put to great loss. Challenging the impugned proceedings, the petitioners moved the Andhra Pradesh Administrative Tribunal, Hyderabad in O.A.No.4552/2007 and as no interim directions were granted, the present writ petition is filed.

From the perusal of the material and the impugned proceedings on record, it appears that the transfers were effected on administrative grounds and however as the matter is seized up by the Tribunal for

considering *inter alia* whether the impugned Government Orders are applicable to the case of the petitioners or not, we are not inclined to pass any orders. However, the Tribunal shall dispose of the matter on its own merits without being influenced by any observation in this order. It is also needless to observe that the transfer is subject to the result of the O.A.No.4552/2007.

4. It is further made clear that this order shall not stand in the way of respondents to consider the representation, if any made or to be made by the petitioners, in accordance with law.

5. With the above observation, the writ petition is disposed of. No costs.

T.MEENA KUMARI,J

G.CHANDRAIAH,J

AVS
DATE:13.08.2007